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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: RUDD *et al.*

Serial No.: 09/973,476

Filing Date: October 9, 2001

Atty Dkt: 1974.003

Group Art Unit: 1614

Examiner: Unassigned

Title: CASPASE INHIBITORS FOR
INHIBITING BLOOD CELL
PROLIFERATION AND FOR
TREATING AUTOIMMUNE
DISEASES

Commissioner for Patents
Box Missing Parts
Washington, D.C. 20231

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231, on December 31, 2001.

Candice J. Clement

Candice J. Clement
Attorney for Applicants
Reg. No. 39,946

Date of Signature: December 31, 2001

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION - *Filing Date Granted***

Dear Sir:

This is a response to the Formalities Letter mailed November 15, 2001 in connection with the above-captioned patent application. As the Letter provided a two month period for response, this paper is timely filed.

Enclosed herewith, and forming a part of this response, are:

- a copy of the Formalities Letter;
- an executed Declaration and Power of Attorney; and
- a check in the amount of \$444.00 (\$370.00 basic filing fee; \$9.00 for one claim in excess of 20; and \$65.00 surcharge for late filing of Declaration/filing fee).

While Applicants believe the correct fees are enclosed, the Commissioner is authorized to charge any deficiency in fees, and to credit any overpayment, to Deposit Account 08-1935.

Respectfully submitted,

Date: December 31, 2001

Candice J. Clement

Candice J. Clement, Esq.
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/973,476	10/09/2001	Ralph C. Budd	1974003

COPY OF PAPERS
ORIGINALLY FILED

CONFIRMATION NO. 5318

FORMALITIES LETTER



OC000000007077908

Candice J. Clement
HESLIN ROTHENBERG FARLEY & MESITI P.C.
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Albany, NY 12203

Date Mailed: 11/15/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$9.
 - \$9 for 1 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 444.

*A copy of this notice **MUST** be returned with the reply.*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/11/2002 BNGUYEN1 00000104 09973476

01 FC:201	370.00 OP
02 FC:203	9.00 OP
03 FC:205	65.00 OP